

By: Thompson of Harris

H.B. No. 344

A BILL TO BE ENTITLED

AN ACT

relating to the practice of cosmetology by a person who holds an esthetician specialty license.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 1602.002(a), Occupations Code, as amended by Chapters 217 (S.B. 1502), 920 (S.B. 1503), and 967 (S.B. 2065), Acts of the 85th Legislature, Regular Session, 2017, and as effective September 1, 2017, is reenacted to read as follows:

(a) In this chapter, "cosmetology" means the practice of performing or offering to perform for compensation any of the following services:

(1) treating a person's hair by:

(A) providing any method of treatment as a primary service, including arranging, beautifying, bleaching, cleansing, coloring, cutting, dressing, dyeing, processing, shaping, singeing, straightening, styling, tinting, or waving;

(B) providing a necessary service that is preparatory or ancillary to a service under Paragraph (A), including bobbing, clipping, cutting, or trimming a person's hair or shaving a person's neck with a safety razor; or

(C) cutting the person's hair as a separate and independent service for which a charge is directly or indirectly made separately from charges for any other service;

(2) servicing a person's wig or artificial hairpiece

on a person's head or on a block after the initial retail sale and servicing in any manner listed in Subdivision (1);

(3) treating a person's mustache or beard by arranging, beautifying, coloring, processing, styling, trimming, or shaving with a safety razor;

(4) cleansing, stimulating, or massaging a person's scalp, face, neck, or arms:

(A) by hand or by using a device, apparatus, or appliance; and

(B) with or without the use of any cosmetic preparation, antiseptic, tonic, lotion, or cream;

(5) beautifying a person's face, neck, or arms using a cosmetic preparation, antiseptic, tonic, lotion, powder, oil, clay, cream, or appliance;

(6) administering facial treatments;

(7) removing superfluous hair from a person's body using depilatories, preparations or chemicals, tweezers, or other devices or appliances of any kind or description;

(8) treating a person's nails by:

(A) cutting, trimming, polishing, tinting, coloring, cleansing, or manicuring; or

(B) attaching false nails;

(9) massaging, cleansing, treating, or beautifying a person's hands or feet;

(10) applying semipermanent, thread-like extensions composed of single fibers to a person's eyelashes; or

(11) weaving a person's hair.

1 SECTION 2. Section 1602.257(a), Occupations Code, as
2 amended by Chapters 920 (S.B. 1503) and 967 (S.B. 2065), Acts of the
3 85th Legislature, Regular Session, 2017, and as effective September
4 1, 2017, is reenacted and amended to read as follows:

5 (a) A person holding an esthetician specialty license may:
6 (1) perform only the practice of cosmetology defined
7 in Sections 1602.002(a)(4), (5), (6), (7), (9), and (10); and
8 (2) cleanse, stimulate, or treat a person's back.

9 SECTION 3. This Act takes effect December 1, 2017.